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No. 97-930

IN THE SUPREME COURT OF THE UNITED STATES
October Term, 1997

VICTORIA BUCKLEY, Colorado Secretary of State,
Petitioner,
vs.
AMERICAN CONSTITUTIONAL LAW FOUNDATION, INC.; DAVID AITKEN; JON BARAGA; CRAIG ELEY; JACK HAWKINS; LONNIE HAYNES; ALDEN KAUTZ; and BILL ORR, individually and as guardian of WILLIAM DAVID ORR,
Respondents.

On Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit

PETITIONER'S REPLY TO BRIEF IN OPPOSITION

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The Respondents make two assertions regarding the underlying record which are factually incorrect. At page 7 of the Brief in Opposition, Respondents contend that Appendix E, the Analysis of 1980 Ballot Proposals, was not a part of the record. This assertion is incorrect. Appendix E was introduced as Defendant's Exhibit U at trial and was a part of the State's Supplemental Appendix in the Tenth Circuit at pages 264-269.

The Respondents also argue that Appendix F, a transcript of certain legislative hearings, was not a part of the record below (Brief at Opp. p. 9). Again, this assertion

is incorrect. Appendix F was introduced at trial as Defendant's Exhibit Y and was a part of the State's Supplemental Appendix before the Tenth Circuit at pages 281-296.

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